

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiffs,

vs.

JAVIER R. LOZOYA MENCHACA,

Defendant.

8:16CR248

ORDER

This matter is before the court on defendant's MOTION TO EXTEND DATE [276] for filing pretrial motions. For good cause shown, I find that the motion should be granted. The defendant will be given an approximate 10-day extension. Pretrial Motions shall be filed by November 20, 2017.

IT IS ORDERED:

1. Defendant's MOTION TO EXTEND DATE [276] for filing pretrial motions is granted. Pretrial motions shall be filed on or before November 20, 2017.

2. The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. The additional time arising as a result of the granting of the motion, i.e., the time between November 9, 2017 and November 20, 2017, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act for the reason defendant's counsel required additional time to adequately prepare the case, taking into consideration due diligence of counsel, and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(A) & (B).

Dated this 13th day of November, 2017.

BY THE COURT:

s/ Michael D. Nelson
United States Magistrate Judge